

RECEIVED
CENTRAL FAX CENTER
MAR 24 2005

Attorney Docket No.: TRNSV-013BC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Makower, et al.)

Art Unit: 3738

Application No. 09/710,332)

Examiner: Isabella, D.

Filed: November 9, 2000)

For: Method and Apparatus for
Transmyocardial Direct Coronary
Revascularization)Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**RESPONSE TO ADVISORY ACTION AND TRANSMITTAL OF REQUEST FOR
CONTINUING EXAMINATION (RCE)**

Dear Sir:

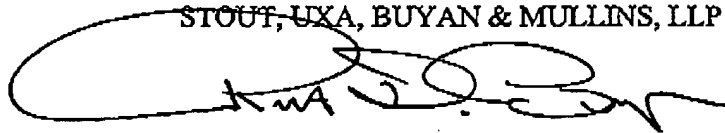
An amendment after final rejection was filed on December 27, 2004 in response to a final office action dated July 24, 2004. As of January 24, 2005, no notice of allowance or advisory action had been received by Applicant. Thus, on January 24, 2005, a Notice of Appeal was filed.

On January 27, 2005, Applicant received an advisory action indicating that the amendment after final rejection had not been entered. In view of the advisory action, enclosed herewith is a Request for Continuing Examination (RCE). The previously filed notice of appeal is hereby withdrawn.

The Commissioner is authorized to charge any fees due in connection with this filing to Deposit Account No. 50-0878.

Respectfully submitted,
STOUT, UXA, BUYAN & MULLINS, LLP

Date: March 24, 2005



Robert D. Buyan, Reg. No. 32,460

4 Venture, Suite 300
Irvine, CA 92618
Telephone:(949) 450-1750; Facsimile: (949) 450-1764
email: rbuyan@patlawyers.com

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office at (703)872-9306 on March 24, 2005.

Dated: March 24, 2005

By: 
Francine Sanders, Assistant

FRANK J. UXA, JR.*
ROBERT D. BUYAN**
DONALD E. STOLT
KENTON R. MULLINS
JO ANNE M. YBABEN
LINDA ALLYSON FOX
GREG S. HOLLRIGEL, Ph.D.**

LAW OFFICES OF
STOUT, UXA, BUYAN & MULLINS, LLP

4 VENTURE, SUITE 300
IRVINE, CALIFORNIA 92618
(949) 450-1750
FACSIMILE: (949) 450-1764

PATENTS, TRADEMARKS,
COPYRIGHTS, AND RELATED
INTELLECTUAL PROPERTY
MATTERS

GORDON L. PETERSON (Retired)

*PROFESSIONAL CORPORATION
**REGISTERED PATENT AGENT
OUR FILE NO.

TRNSV-013BC

FACSIMILE COVER SHEET

Date: March 24, 2005

To: Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

RECEIVED
CENTRAL FAX CENTER
MAR 24 2005

Facsimile: 703-872-9306

Re: U.S. Patent Application No. 09/710,332
Applicant: Makower, et al.
Title: Methods and Apparatus for Transmyocardial Direct Coronary Revascularization

From: Robert D. Buyan

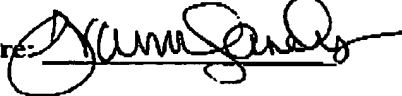
Total Number of Pages: 4 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/710,332 is being facsimile transmitted to the Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 at (703) 872-9306 on March 24, 2005.

Name of person sending facsimile: Francine Sanders, Assistant to Robert D. Buyan

Signature: 

PRIVACY NOTICE: This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address. Thank you.